

# MANIPUR



# GAZETTE

## EXTRAORDINARY PUBLISHED BY AUTHORITY

No. 357

Imphal, Tuesday, February 4, 2025

(Magha 15, 1946)

### GOVERNMENT OF MANIPUR SECRETARIAT : LAW & LEGISLATIVE AFFAIRS DEPARTMENT

#### NOTIFICATION

Imphal, the 31<sup>st</sup> January, 2025

No. 2/30/2024-Leg/L: In exercise of the powers conferred by section 20(11) of the Bharatiya Nagarik Suraksha Sanhita, 2023 (Act No. 46 of 2023), the Governor of Manipur is pleased to specify that under supervision of the Law & Legislative Affairs Department, the other powers and functions of the Director of Prosecution, Deputy Directors of Prosecution and Assistant Directors of Prosecution in addition to powers and function on prescribed under section 20 of BNSS, 2023, shall be as given below:

##### **1. Scrutiny of Chargesheet:**

- 1.1 Every Investigating Officer, after completion of investigation of cases under their responsibility are to submit the chargesheet to the Director of Prosecution through the O.C. of concerned Police Station, District S.P. and S.P. Prosecution.
- 1.2 The Deputy Director of Prosecution or Assistant Director of Prosecution in the Office of Director of Prosecution will be assigned for scrutiny of chargesheet as per decision of Director of Prosecution.
- 1.3 The Deputy Director of Prosecution or Assistant Director of Prosecution, whomsoever is assigned for scrutiny of chargesheet shall do the scrutiny/perform the scrutiny speedily and not later than time period of 10(ten) working days for sending back to S.P. Prosecution.
- 1.4 In the event of delay by the Director of Prosecution to complete the scrutiny of chargesheet beyond 10(ten) working days, the Director of Prosecution is to officially record the reason for delay in the concerned file.

##### **2. Monitoring of Trials in Criminal Cases & Civil Cases:**

- 2.1 The Director of Prosecution and Government Advocate (District) will be over all authority to monitor the performance of all Public Prosecutors/Deputy Director of Prosecutions/Addl. Public Prosecutors/Addl. Govt. Advocates/Asst. Director of Prosecutions/Asst. Public Prosecutors/Asst. Govt. Advocates in the conduct of court cases including Criminal and Civil cases.
- 2.2 The Deputy Director of Prosecution in the Judicial Districts shall be responsible for monitoring conduct of prosecution in trials in Criminal and Civil cases by Addl. Public Prosecutor (District) and Asst. Public Prosecutor (District) in the District concerned.
- 2.3 The Deputy Director of Prosecution will monitor the performance of Addl. Public Prosecutor and Asst. Public Prosecutors by holding monthly meeting and make a Report to the Director of Prosecution.
- 2.4 The Director of Prosecution will submit a report of Action Taken and also proposed actions/steps for improvement of Prosecution establishment for every 2 months to the Law & Legislative Affairs Department, Govt. of Manipur.

**3. Reporting of outcome of cases:**

3.1 The Director of Prosecution/Public Prosecutors/Deputy Director of Prosecutions/ Addl. Public Prosecutors/Addl. Govt. Advocates/Asst. Director of Prosecutions/Asst. Public Prosecutors/Asst. Govt. Advocates shall submit every outcome / final order of Criminal & Civil cases including orders of releasing of bail etc. to the Commissioner-cum-Secretary (Law), Government of Manipur with their statements on the referred order highlighting any ground on which Appeal / Petition for cancellation of bail or Zima / Revision / Cril. Petition may be filed against such order / Judgements.

3.2 Judgements / Orders for winning of cases will be put in records as achievements of the concerned Director of Prosecution/Public Prosecutors/Deputy Director of Prosecutions/ Addl. Public Prosecutors/Addl. Govt. Advocates/Asst. Director of Prosecutions/Asst. Public Prosecutors/Asst. Govt. Advocates and will be compiled by Law Department.

**4. Fixation of Responsibility:**

4.1 The Director of Prosecution/Public Prosecutors/Deputy Director of Prosecutions/ Addl. Public Prosecutors/Addl. Govt. Advocates/Asst. Director of Prosecutions/Asst. Public Prosecutors/Asst. Govt. Advocates, failing to perform the functions / responsibilities prescribed under BNSS, 2023 and the other functions and responsibilities given herein above shall be deemed to have failed to perform official duties and may be followed by disciplinary actions initiated against such defaulting Officer.

NUNGSHITOMBI ATHOKPAM,  
Commissioner (Law),  
Government of Manipur.